

ESTTA Tracking number: **ESTTA109295**

Filing date: **11/13/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91173381
Party	Defendant Funsten, Stan Funsten, Stan c/o Stradling Yocca Carlson & Rauth 660 Newport Center Drive, Suite 1600 , CA 92660
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Submission	Answer
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Signature	/elise tenen-aoki/
Date	11/13/2006
Attachments	wallofwoodooanswer.pdf (3 pages)(70766 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
THE TRADEMARK TRIAL AND APPEAL BOARD

Moreland, Bruce)	
)	Opposition No. 91173381
Opposer,)	
)	
vs.)	
)	
Funsten, Stan)	
)	
Respondent.)	

ANSWER TO OPPOSITION

Applicant Stan Funsten through his undersigned counsel responds to the numbered paragraphs of Opposer's Notice of Opposition as follows:

1. Applicant denies the allegations in Paragraph 1 of the Notice of Opposition.
2. Applicant denies the allegations in Paragraph 2 of the Notice of Opposition.
3. Applicant denies the allegations in Paragraph 3 of the Notice of Opposition, and therefore denies same.
4. Applicant denies the allegations in Paragraph 4 of the Notice of Opposition.
5. Applicant denies the allegations in Paragraph 5 of the Notice of Opposition, and therefore denies same.
6. Applicant denies the allegations in Paragraph 6 of the Notice of Opposition, and therefore denies same.
7. Applicant denies the allegations in Paragraph 7 of the Notice of Opposition.

8. Applicant denies the allegations in Paragraph 8 of the Notice of Opposition.
9. Applicant denies the allegations in Paragraph 9 of the Notice of Opposition.
10. Applicant denies the allegations in Paragraph 10 of the Notice of Opposition.
11. Applicant denies the allegations in Paragraph 11 of the Notice of Opposition.

Affirmative Defenses

1. Opposer has failed to state a claim on which relief may be granted.
2. Opposer has no standing to bring this action either on his own behalf as a member of the band Wall of Voodoo whose relationship was terminated for good cause in 1982, and again, permanently terminated in 1989, or on behalf of other parties whose written, express authorization is not made of record.
3. Opposer is guilty of unclean hands.

WHEREFORE, Applicant respectfully requests that this opposition be dismissed with prejudice.

Respectfully submitted,

 11/13/06

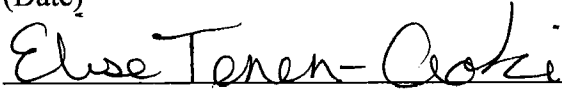
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Certification of Mailing

I hereby certify that this ANSWER TO NOTICE OF OPPOSITION is being filed electronically with the United States Trademark Office, Trademark Trial and Appeal Board.

November 13, 2006

(Date)

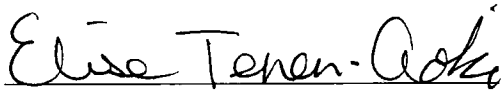


Elise Tenen-Aoki

Certificate of Service

The undersigned hereby certifies that a true and correct copy of the foregoing ANSWER TO NOTICE OF OPPOSITION was served by first class mail, postage prepaid on November 13, 2006 on counsel for Opposer:

Bruce Moreland
375 Redondo Ave #259
Long Beach, CA 90814



Elise Tenen-Aoki